The Commissioner is authorized to charge any deficiency or credit any excess in this fee to Deposit Account No. 04-0100.

TTAB

00776/7001347-000

BEFORE THE TRADEM	ARK TRIAL	Date 6/16/05 Label No 1/31 45 66 649 I hereby dentify that on the date indicated above this paper or fee was deposited with the US Postal Service & that it was addressed for delivery to the Commissioner for Trademarks.
SCHERING CORPORATION,	: : :	P O Box 1451 Alexandria, VA 22313-1451, by "Express Mail Post Office to Addressee" service. Name (Print) Signature
Opposer,	:	
v.	:	Opposition No. 91,165,151
NOVO NORDISK A/S	:	THE RIGHT AND THE WALL THE WAL
Applicant.	: X	06-16-2005 U.S. Patent & TMOfc/TM Mail Rept Dt. #11

IN THE INITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT'S ANSWER TO NOTICE OF OPPOSITION

For its Answer to the Notice of Opposition filed by Schering Corporation (hereinafter "Opposer"), Applicant Novo Nordisk A/S (hereinafter "Applicant"), through its counsel, Darby & Darby P.C., states as follows:

- 1. Applicant admits the allegations set forth in paragraph 1.
- 2. Applicant admits that it has not used the mark VIVENTIL in U.S. commerce as of the date of the filing of this Answer. The remaining allegations in paragraph 2 are not clearly stated and are therefore denied.
- 3. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 3 and, therefore, denies the same.
- 4. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 4 and, therefore, denies the same.

- 5. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 5 and, therefore, denies the same.
 - 6. Applicant denies the allegations set forth in paragraph 6.
 - 7. Applicant denies the allegations set forth in paragraph 7.
- 8. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 8 and, therefore, denies the same.
- 9. Applicant is without knowledge or information sufficient to form a belief as to the allegations set forth in paragraph 9 and, therefore, denies the same.
 - 10. Applicant denies the allegations in Paragraph 10.

WHEREFORE, Applicant respectfully requests that the Opposition be dismissed with prejudice and Applicant be granted its registration for the mark VIVENTIL.

Respectfully submitted,

DARBY & DARBY, P.C.

Dated: June 16, 2005

By:_

Karin Segall

Attorneys for Applicant

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New York, NY 10150-5257

Tel.: (212) 527-7619 Fax: (212) 753-6237

CERTIFICATE OF SERVICE

It is hereby certified that a true and correct copy of the foregoing **ANSWER** in Opposition No. 91,165,151 was served on the attorneys for Opposers by causing same to be delivered by first class mail, postage pre-paid to:

David J. Kera, Esq.
Oblon, Spivak, McClelland,
Maier & Neustadt, P.C.
1940 Duke Street
Alexandria, Virginia 22314

Sheela Safun

Dated: June 16, 2005